

UNITED STATES DISTRICT COURT

for the

JUDICIAL DISTRICT OF PUERTO RICO

United States of America

v.

[5] Victor MEDERO-RUIZ

Date of Previous Judgment: September 6, 2002

(Use Date of Last Amended Judgment if Applicable)

)

) Case

) No: 99-CR-185-05 (DRD)

) USM

) No: 17950-069

) Thomas Lincoln San Juan, Esq.

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☒ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of Eighty-Four (84) months is reduced to Seventy (70) months as to count One (1) to be served consecutively with the 60 months imposed in Count Two (2) for a total term of imprisonment of One Hundred and Thirty (130) months.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level:	<u>27</u>	Amended Offense Level:	<u>25</u>
Criminal History Category:	<u>III</u>	Criminal History Category:	<u>III</u>
Previous Guideline Range:	<u>87</u> to <u>108</u> months	Amended Guideline Range:	<u>70</u> to <u>87</u> months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated September 6, 2002 at Docket No. 364 shall remain in effect.

IT IS SO ORDERED.

Order Date: July 14, 2008

Effective Date: July 14, 2008
(if different from order date)



S/ DANIEL R. DOMÍNGUEZ

Judge's signature

DANIEL R. DOMÍNGUEZ, U.S. DISTRICT JUDGE

Printed name and title